



Signed: December 10, 2010

  
ALAN JAROSLOVSKY  
U.S. Bankruptcy Judge

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WELLS FARGO BANK, N.A., ALSO KNOWN AS WACHOVIA MORTGAGE,  
A DIVISION OF WELLS FARGO BANK, N.A., AND FORMERLY KNOWN AS  
WACHOVIA MORTGAGE, FSB, ITS ASSIGNS AND/OR SUCCESSORS IN INTEREST

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA

In re:  
CHARLES TURNBULL,  
CHRISTINE RENEE TURNBULL,  
  
Debtors.

CASE NO.: 10-11432 AJ-7  
CHAPTER: 7  
R.S. NO.: EAT-1074

ORDER GRANTING MOTION FOR RELIEF  
FROM THE AUTOMATIC STAY

DATE: November 10, 2010  
TIME: 9:00 a.m.  
PLACE: U.S. Bankruptcy Court  
99 South E Street  
Santa Rosa, California

The motion of Secured Creditor, WELLS FARGO BANK, N.A., ALSO KNOWN AS WACHOVIA MORTGAGE, A DIVISION OF WELLS FARGO BANK, N.A., AND FORMERLY KNOWN AS WACHOVIA MORTGAGE, FSB ("Movant"), ITS ASSIGNS AND/OR SUCCESSORS IN INTEREST, for relief from the automatic stay came on regularly for hearing by the Court on the date, time and place set forth above, the HONORABLE ALAN JAROSLOVSKY, United States Bankruptcy Judge presiding. All appearances were notated on the record. For the reasons set forth on the record and

1 in the minutes of the proceedings, it is

2  
3 ORDERED, ADJUDGED AND DECREED that the automatic stay imposed by *11 U.S.C. §*  
4 *362(a)* shall be and is hereby terminated as to Movant, its successors and assigns, thereby permitting  
5 enforcement of its contractual default remedies against the security described in that certain Deed of  
6 Trust recorded on October 22, 2004 in Book No. 20041022 on Page 0001724 in the Office of the  
7 County Recorder of Clark County, Nevada, including that certain real property commonly known as  
8 **908 Rockview Drive, Unit No. 202, Las Vegas, Nevada 89128** and legally described as follows:

9  
10 A CONDOMINIUM COMPOSED OF:

11 PARCEL ONE (1) (COMMON AREAS): AN UNDIVIDED 1/40TH INTEREST IN  
12 PHASE 2 AS TENANT IN COMMON IN THE COMMON AREAS OF ROCK  
13 SPRINGS VISTA, UNIT 6, AS SHOWN BY MAP THEREOF ON FILE  
14 RECORDED MAY 31, 1990 IN BOOK 46, PAGE 25, CLARK COUNTY,  
15 NEVADA RECORDS, AND BY CERTIFICATE OF AMENDMENT RECORDED  
16 JULY 3, 1990 IN BOOK 900703 OF OFFICIAL RECORDS AS DOCUMENT NO.  
17 00805.

18 EXCEPTING THEREFROM THE FOLLOWING: ALL LIVING UNITS SHOWN  
19 IN PHASE 2 OF THE ROCK SPRINGS VISTA, UNIT 6, PLAT RECORDED IN  
20 THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY, NEVADA,  
21 ON MAY 31, 1990 IN BOOK 46, PAGE 25, AND BY CERTIFICATE OF  
22 AMENDMENT RECORDED JULY 3, 1990 IN BOOK 900703 AS DOCUMENT  
23 NO. 00805.

24 AND RESERVING THEREFROM: THE RIGHT TO POSSESSION OF ALL  
25 THOSE AREAS DESIGNATED AS EXCLUSIVE USE AREA: AS SHOWN UPON  
26 THE CONDOMINIUM PLAT REFERRED TO ABOVE;

27 AND FURTHER RESERVING THEREFROM FOR THE BENEFIT OF THE  
28 OWNERS OF CONDOMINIUMS IN PHASES 1 AND 3, NON-EXCLUSIVE  
EASEMENTS ON, OVER AND UNDER THE COMMON AREA AS DEFINED  
AND SHOWN UPON THE CONDOMINIUM PLAT REFERRED TO ABOVE  
FOR INGRESS, EGRESS AND RECREATIONAL USE, SUBJECT TO THE  
TERMS AND AS MORE PARTICULARLY SET FORTH IN THE  
DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS TO  
WHICH REFERENCE IS HEREAFTER MADE, EXCEPTING FROM THE  
COMMON AREA ANY RESIDENTIAL BUILDINGS THEREON AND ANY  
PORTION THEREOF WHICH IS DESIGNATED AS AN EXCLUSIVE USE  
AREAS.

1 PARCEL TWO (2) (LIVING UNIT): LIVING UNIT NO. 202 IN BUILDING 17 AS  
2 SHOWN UPON THE CONDOMINIUM PLAT REFERRED TO ABOVE.

3 PARCEL THREE (3) (EXCLUSIVE USE AREAS): THE EXCLUSIVE RIGHT TO  
4 USE, POSSESSION AND OCCUPANCY OF THOSE PORTIONS OF THE  
5 COMMON AREA BEING DESCRIBED UPON THE PLAT AS AC, BALCONIES,  
6 FIREPLACE EASEMENTS, PATIOS, AND STORAGE AREAS, ASSIGNED  
7 CARPORTS (EXCLUSIVE USE AREAS), AND THE STAIRWAYS WHICH ARE  
8 APPURTENANT TO AND FOR THE EXCLUSIVE USE OF PARCEL TWO (2).

9 PARCEL FOUR (4) (PHASED AREAS): A NON-EXCLUSIVE EASEMENT FOR  
10 INGRESS, EGRESS AND RECREATIONAL USE, ON, OVER AND UNDER THE  
11 COMMON AREAS OF PHASES 1 AND 3 WHICH EASEMENT IS  
12 APPURTENANT TO PARCELS ONE (1), TWO (2) AND THREE (3) DESCRIBED  
13 ABOVE. THIS EASEMENT SHALL BE EFFECTIVE ONLY UNTIL  
14 RECORDATION PRIOR TO EXPIRATION OF RIGHT TO ANNEX OF A  
15 DECLARATION OF ANNEXATION DECLARING PHASES 1 AND 3,  
16 RESPECTIVELY, TO BE SUBJECT TO THE DECLARATION OF COVENANTS,  
17 CONDITIONS AND RESTRICTIONS ("DECLARATION") TO WHICH  
18 REFERENCE IS HEREAFTER MADE OR A SEPARATE DECLARATION,  
19 WHICH REQUIRES THE OWNERS OF CONDOMINIUMS IN PHASE 1 AND 3,  
20 RESPECTIVELY, TO BE MEMBERS OF THE ASSOCIATION.

21 PARCEL FIVE (5): A NON-EXCLUSIVE EASEMENT ON, OVER AND UNDER  
22 THE ASSOCIATION COMMON AREA AS DEFINED AND SHOWN UPON THE  
23 CONDOMINIUM PLAT REFERRED TO ABOVE FOR INGRESS, EGRESS AND  
24 RECREATIONAL USE, SUBJECT TO THE TERMS AND AS MORE  
25 PARTICULARLY SET FORTH IN THE DECLARATION OF COVENANTS,  
26 CONDITIONS AND RESTRICTIONS TO WHICH REFERENCE IS HEREAFTER  
27 MADE.

28 APN NO:138-28-610-068.

ORDERED, ADJUDGED AND DECREED that Movant, its successors and assigns, shall be  
and are hereby authorized to enforce its rights and remedies under applicable non-bankruptcy law with  
regard to the above collateral, all in accordance with the laws of the State of Nevada.

\*\*END OF ORDER\*\*